

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

GAVRIEL WEBER,

22-cv-2176 (JGK)

Plaintiff,

ORDER

- against -

I.C. SYSTEM, INC.,

Defendant.

JOHN G. KOELTL, District Judge:

For the reasons stated at today's telephone conference, the plaintiff's motion for class certification, ECF No. 12, is **denied without prejudice**. Each party is directed to submit by **February 24, 2023**, a supplemental memorandum of law, not to exceed 8 pages, addressing whether the named plaintiff has Article III standing.

In lieu of the February 24, 2023 position papers, the plaintiff may file a motion to remand and the defendant may file a motion to dismiss for lack of subject-matter jurisdiction (standing) if either party believes such a motion is warranted. The parties are encouraged to confer on these issues.

The Clerk of Court is respectfully directed to close ECF No. 12.

SO ORDERED.

Dated: New York, New York
February 6, 2023


John G. Koeltl
United States District Judge